

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

DENNIS COOK : CASE NO. C-1- 02-073
Plaintiff : Judge Weber
vs. : MOTION TO EXTEND TIME TO FILE
CITY OF NORWOOD, et al. : RESPONSE TO DEFENDANT CITY OF
Defendant : NORWOOD'S MOTION FOR
JUDGMENT AS A MATTER OF LAW

Now comes the Plaintiff, by and through undersigned counsel, and moves the Court for an extension of time until January 25, 2005 to file a response to the Defendant City of Norwood's Motion for Judgment as a Matter of Law.

The Plaintiff's counsel has conferred with opposing counsel pursuant to S.D.Ohio Civ. R. 7.3(a) for the City of Norwood whose interests might be affected by the granting of the relief requested and the motion is not opposed.

/s/Robert G. Kelly

Robert G. Kelly 0002167
Trial Attorney for Plaintiff
4353 Montgomery Road
Norwood, Ohio 45212
1-513-531-3636
1-513-531-0135 fax
rgkfskgreg@aol.com

MEMORANDUM

Plaintiff's counsel conferred with counsel for the Defendant City of Norwood, Lawrence E. Barbieri, on January 18, 2005 concerning the extension of time and Defendant City of Norwood does not object to the extension of time requested herein.

/s/Robert G. Kelly

Robert G. Kelly

CERTIFICATE OF SERVICE

I hereby certify a copy of the foregoing was served upon the following individuals
Lawrence Barbieri, Esq., Attorney for City of Norwood, W. McGregor Dixon, Esq., Attorney for
Joseph Hochbein, Steven Martin, Esq., Attorney for Gary Hubbard, and James F. Brockman,
Esq., Attorney for Kevin Cross, through the ECF system of the United States District Court,
Southern District of Ohio and sent by regular mail, postage prepaid to all who are not listed to
receive filings through the ECF system this 18th day of January 2005.

/s/Robert G. Kelly

Robert G. Kelly